



*Jan*  
*[Signature]*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Philip LIENAU et al.

Examiner: Soroush, Layla

Serial No.: 10/679,507

Group Art Unit: 1617

Filed: October 7, 2003

Title: PHARMACEUTICAL PREPARATIONS, USE OF THESE PREPARATIONS  
AND PROCESS FOR INCREASING THE BIOAVAILABILITY OF  
PHARMACEUTICAL SUBSTANCES TO BE ADMINISTERED PERORALLY

**ELECTION**

MAIL STOP FEE AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In response to the Election of Species requirement mailed 1 June 2007,

Applicants' hereby elect:


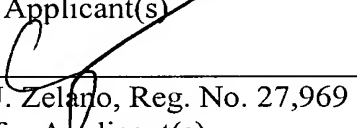
- A) Cremophor®EL as the emulsifier,
  - B) Transcutol®P as the auxiliary emulsifier/solvent,
  - C) Miglyol® 812 as the lipid,
  - D) 17 $\beta$ -HSD as the intestinal enzyme,
  - E) P-gp- transporter as the intestinal efflux system
- and
- F) 11 $\beta$ -Fluoro-7 $\alpha$  -{5-[methyl-(7,7,8,8,9,9,10,10,10-nonafluorodecyl)-amino]pentyl}estra-1,3,5 (10)-trien-3,17 $\beta$ -diol as the steroid.

The examiner is encouraged to examine the broadest possible scope of invention

indicated by the elected species.

In accordance with M.P.E.P. §803.02, the examiner is reminded that, should no prior art be found which renders the invention of the elected species unpatentable, the search of the remainder of the generic claim(s) should be continued in the same application. It is improper for the PTO to refuse to examine in one application the entire scope of the claims therein unless they lack unity of invention. The generic claims herein have not been alleged to lack unity of invention.

The Commissioner is hereby authorized to charge any fees associated with this response or credit any overpayment to Deposit Account No. 13-3402.

  
\_\_\_\_\_  
Jennifer Branigan, Reg. No. 40, 921  
Agent for Applicant(s)  
  
\_\_\_\_\_  
Anthony J. Zelano, Reg. No. 27,969  
Attorney for Applicant(s)

MILLEN, WHITE, ZELANO  
& BRANIGAN, P.C.  
Arlington Courthouse Plaza 1, Suite 1400  
2200 Clarendon Boulevard  
Arlington, Virginia 22201  
Telephone: (703) 243-6333  
Facsimile: (703) 243-6410

Attorney Docket No.: SCH-1932

Date: **1 August 2007**

jjb:K:\Sch\1000 to 1999\1932\Aug 07 response.doc